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Washington, D. C. 20231 on

TOWNSEND and TOWNSEND and CREW

By Stiren W. Parmel

PATENT Attorney Docket No. 16336-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

OSBORNE et al.

Serial No. 08/217,324

Filed: March 24, 1994

For: DEVICES AND METHODS FOR

IMPLANTING TRANSDUCED

CELLS

Examiner: M. Newell

Art Unit: 1804

**AMENDMENT** 

RECEIVED

APR 17 1996

Hon. Assistant Commissioner of Patents

Washington, D.C. 20231

GROUP 1800

Sir:

In response to the Office Action of October 2, 1995, Applicants respectfully request reexamination and reconsideration of the above-identified application in view of the following amendments and remarks.

Please amend the application as follows:

## IN THE CLAIMS:

19. (Amended) A method for [treating or preventing diabetes in] delivering an insulin or proinsulin polypeptide to a patient in need thereof, comprising engrafting a device as in claim 1 into the patient, wherein the transduced cells constitutively express an insulin or proinsulin polypeptide.

USSN 08/217,324

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